

Express Mail No.: EV328183134US
Date of Deposit: September 26, 2003

Attorney Docket No: 18427-001 CON2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS Sarvetnick et al.
FOR: PANCREATIC PROGENITOR CELLS AND METHODS FOR
ISOLATING THE SAME

September 26, 2003
Boston, Massachusetts

Mail Stop: PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR FILING A CONTINUING UTILITY APPLICATION
UNDER 37 C.F.R. §1.53(b)**

1. This is a request for filing a continuing application under 37 C.F.R. §1.53(b).
This application is a continuation of United States patent application 09/826,779, filed April 5, 2001, which is a continuation of United States patent application 09/212,531, filed December 16, 1998, now U. S. Patent No. 6,242,666.
2. Priority to the above application is claimed under:
☒ 35 U.S.C. §120
United States patent application 09/826,779, filed April 5, 2001 and United States Patent Application 09/212,531, filed December 16, 1998, not U.S. Patent 6,242,666.
Examiner: David A. Saunders - Group Art Unit: 1644.
3. A copy of the petition for a three (3) month extension of time for a responding to an Office Action dated June 17 2003 for USSN 09/826,779 that was filed on April 5, 2001 is enclosed. A copy of the check in the amount of \$465.00 for the petition is enclosed. With the extension, the deadline for responding to the Office Action in USSN 09/828,779 is October 17, 2003. This continuation is being filed in response to the outstanding June 17, 2003 Office Action in USSN 09/828,779.

APPLICATION ELEMENTS:

4. ☒ Specification (Total pages: 43):
Specification (41 pages); Abstract (1 page); and
Claims (1 page - 6 claims)

Applicants: Sarvetnick et al.

5. ☒ Declaration (total pages: 3)
☒ Copy from a prior application (37 C.F.R. §1.63(d))

6. ☒ Incorporation by reference

The entire disclosure of the prior application, from which a copy of the declaration is supplied, is part of the disclosure of the accompanying application and is hereby incorporated by reference.

ACCOMPANYING APPLICATION PARTS:

7. ☒ Preliminary Amendment

8. Fee Calculation:

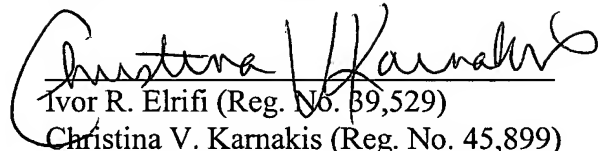
CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. §1.16(a) \$750.00
Total Claims (37 C.F.R. §1.16(c))	6	- 20 =	0	\$ 18.00	0
Independent Claims (37 C.F.R. §1.16(b))	2	- 3 =	0	\$84.00	0
Multiple Dependent Claims, if any (37 C.F.R. §1.16(d))	0			\$280.00	0
SUBTOTAL:					\$750.00
Reduction by 50% for filing by small entity:					- \$375.00
TOTAL FEE:					\$375.00

9. Check No. 17233 in the amount of **\$375.00** to cover the filing fee. Although Applicants believe no additional fees are due with this submission, the Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0311, Reference 18427-001 CON2.

Applicants: Sarvetnick et al.

9. ☒ Return Receipt Postcard Enclosed.

Respectfully submitted,


Ivor R. Elrifi (Reg. No. 39,529)
Christina V. Karnakis (Reg. No. 45,899)

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Attorney Docket No. 18427-001CON (SCRIPPS-1CON)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS :Sarvetnick *et al.*

SERIAL NUMBER:09/826,779

EXAMINER:Saunders, David A.

FILING DATE:April 5, 2001

ART UNIT :1644

FOR :Isolation of Pancreatic Ducts Containing A Common Stem/Progenitor To Liver
Cells and Pancreatic Cells

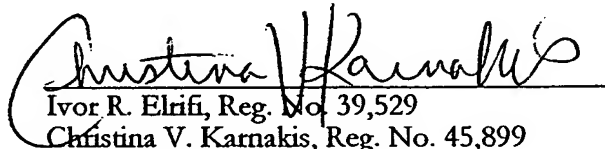
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Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME

Applicants request a petition for a three-month extension of time pursuant to 37 CFR 1.136(a) in which to respond to the Office Communication dated June 17, 2003. With the extension, the response is due on or before October 17, 2003. Enclosed is a check in the amount of \$465.00, in payment of the fee required by 37 C.F.R. §1.17(a)(3). The Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayments to our Deposit Account No. 50-0311, Reference No. 18427-001CON A duplicate of this Petition is enclosed.

Respectfully submitted,



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